IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

MONDAY, THE 26TH MARCH 2007 / 5TH CHAITHRA 1929

Crl.Rev.Pet.No. 1286 of 2007()

CC.928/2003 of JUDL. MAGISTRATE OF FIRST CLASS-I, KOCHI

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REVN. PETITIONER: COMPLAINANT

M/S.KERALA ROADWAYS LTD,REGIONAL OFFICE,
T.D ROAD ERNAKULAM,COCHIN-35,REPRESENTED BY ITS
REGIONAL MANAGER,MR.G.GOPALAKRISHNAN,AGED 64,
S/O.S.VELU PANICKER.

BY ADV. SRI.S.B.PREMACHANDRA PRABHU
SRI.G.SREENIVASA PRABHU

RESPONDENTS: ACCUSED & STATE

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1. MR.N.ABDUL GAFOOR,PROPRIETOR,M/S.A.G.
TRADE LINKS,50/857CI,CHENGAMPUZHA SANNIDHI ROAD,
COCHIN-24,AT PRESENT DOING BUSINESS UNDER THE NAME
AND STYLE M/S.TOM & JERRY KIDS READY WEAR SHOP,
IST FLOOR,4TH ARCADE,CHITTOOR ROAD,PALAKKAD.

2. STATE OF KERALA REP.BY PUBLIC
PROSECUTOR,HIGH COURT OF KERALA,ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.C.M.KAMMAPPU

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 26/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

CRL.R.P.No.1286 of 2007

Dated this the 26th day of March, 2007

ORDER

Revision petitioner is the complainant in the proceedings initiated under Section 138 of the Negotiable Instruments Act. The same was dismissed vide Section 204(4) of the Code of Criminal Procedure for lapse on the part of the complainant to initiate steps as ordered by the court below.

2. It is submitted that the petitioner had really taken steps. But the same was omitted to be brought to the notice of the court below. In the circumstances, the order of the court below is set aside. The court below is directed to permit the petitioner to further pursue the matter. Revision petitioner shall appear before the Judicial First Class Magistrate Court I, Kochi on 12.4.2007.

The criminal revision petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl